

Court of Appeals

2005 Annual Caseload

Report

Table of Contents

Glossary	3-5
Court Activity, All Divisions, 2005	6
Court Activity, Division I, 2005	7
Court Activity, Division II, 2005	8
Court Activity, Division III, 2005	9
History of Filings, 2001-2005	10
History of Dispositions, 2001-2005	11
History of Pending Cases, 2001-2005	12
History of Activity, All Reviews, All Divisions, 2001-2005	13
History of Activity, All Reviews, Division I, 2001-2005	14
History of Activity, All Reviews, Division II, 2001-2005	15
History of Activity, All Reviews, Division III, 2001-2005	16
Court Activity, All Divisions, Criminal Appeals, 2001-2005	17
Court Activity, All Divisions, Civil Appeals, 2001-2005	18
Court Activity, All Divisions, Total Appeals, 2001-2005	19
Court Activity, All Divisions, Personal Restraint Petitions, 2001-2005	20
Court Activity, All Divisions, Notices of Discretionary Review, 2001-2005	21
Days Between Events for Criminal Appeals PENDING OR DISPOSED OF BY OPINION --75th Percentile, 2001-2005	22

Days Between Events for Civil Appeals PENDING OR DISPOSED OF BY OPINION --75th Percentile, 2001-2005

[23](#)

Days Between Events for Total Appeals PENDING OR DISPOSED OF BY OPINION --75th Percentile, 2001-2005

[24](#)

Court of Appeals Glossary

This glossary is included to assist in understanding the statistical tables.

Filings

Notice Of Appeal - The filing of an appeal of a trial court final judgment that is reviewable as a matter of right. Notices of appeal must be filed within 30 days of the trial court judgment. Unless otherwise prohibited by statute or court rule, a party may appeal from only trial court decisions as specified in Rules of Appellate Procedure (RAP) 2.2. Notices of appeal are categorized into criminal and civil appeals.

Personal Restraint Petition - The filing of a review to seek relief from limitations on a person's freedom due to current or imminent confinement, or other restrictions imposed by a criminal or civil trial court decision (RAP 16.4).

Discretionary Review - The filing of a review of interlocutory orders of a trial court, made prior to a final determination of the case, concerning whether errors or substantial departure from accepted and usual courses of proceedings occurred in the case. Unless otherwise prohibited by statute or court rule, a party may seek discretionary review of any act of superior court not appealable as a matter of right (RAP 2.3). **Dispositions**

The appellate court may reverse, affirm, or modify the decision being reviewed and take any other action as the merits of the case and the interest of justice may require (RAP 12.2). Each review is counted as being disposed as soon as a decision terminating review is filed with the appellate clerk.

Opinions - The statement by the court of the decision reached in regard to a cause argued before it, expounding the law as applied to the case, and detailing the reasons upon which the judgment is based.

Opinions Published - The published written opinion terminating the review.

Opinions Unpublished - The unpublished written opinion terminating the review.

Commissioners' Rulings - Rulings by commissioners which terminate review.

Motion On The Merits - Termination of a review due to the granting of a motion on the merits (RAP 18.14).

Other Rulings - Other rulings by commissioners, such as rulings on accelerated review of adult sentences or juvenile offender proceedings or granting a motion to dismiss--Anders (RAP 15.2(h)).

Dismissed - An order issued by the court dismissing the review prior to the point where case merit is determined. The commissioner or clerk may dismiss a review for failure to comply with procedures. The court, on motion of a party, may dismiss a review for want of prosecution, if the review is frivolous, moot or solely for the purpose of delay, or for failure to comply with procedures (RAP 18.9).

Transferred/Certified - The Supreme Court, to promote orderly administration of justice may, on its own initiative or on motion of a party, transfer a case from the Court of Appeals to the Supreme Court ("certified"). A case may be transferred from one division to another within the Court of Appeals (RAP 4.1, 4.2, 4.3, RCW 2.06.030).

Review Not Accepted - Reviews may not be accepted if they do not meet the conditions governing

the acceptance of review (RAP 2.2, 2.3, and 16.4).

Other Terminations - An order issued by the court terminating the review before an opinion is rendered. An order to terminate a review would result if, for example, a petitioner decided to withdraw the review. **Pending Cases**

Case Stayed - Those cases temporarily arrested or removed from judicial processing by order of the court.

Brief Not Filed - Those cases within the stages of perfection in which no briefs have yet been filed.

Appellant Brief Filed - Those cases within the stages of perfection in which appellant's brief has been filed, but respondent's brief is still awaited.

Respondent Brief Filed - Those cases within the stages of perfection in which both appellant's brief and respondent's brief have been filed, but case has yet to be set on the court calendar for review.

Remanded To Trial Court - Those cases whose jurisdiction have been temporarily returned to the trial court of origination.

Set For Motion On The Merits - Those cases which have progressed to the point at which all briefs were filed and served, and now qualify for setting. Because a motion on the merits has been made, these cases have been set on the Motion On The Merits calendar (RAP 18.14).

Ruling Referred To Panel - Cases which were initially assigned to a commissioner, who has ruled that they should be referred to a panel of judges for a decision.

Set For Oral Argument - Those cases which have progressed to the point at which all briefs were filed and served and have been set for a review.

Opinion/Order In Process - Those cases which have been reviewed by the court but have yet to receive a decision.

Mandated

A review is mandated by the clerk of the Court of Appeals when a written notification, when required, is sent to the trial court and all parties. The notification informs all parties of an appellate court decision terminating the review.

Time In Process Statistics --Notice Of Appeals

Filing - The date the appeal is filed in the trial court.

Statement Of Arrangements - The date of the first occurrence when the Statement Of Arrangements has either been "Received" or "Filed" in the appellate court.

Report Of Proceedings - The date of the first occurrence when the Report Of Proceedings has either been "Filed" or "Received." The latter is recorded when the report is returned from the printer. Note: For statistical purposes "Received" is only employed when "Filed" is omitted.

Appellant's Brief - The date of the last occurrence for the Appellant's Brief to either be "Filed" or "Received." The latter is recorded when the report is returned from the printer. Note: For statistical purposes "Received" is only employed when "Filed" is omitted.

Respondent's Brief - The date of the last occurrence for the Respondent's Brief to either be "Filed" or

"Received." The latter is recorded when the report is returned from the printer. Note: For statistical purposes "Received" is only employed when "Filed" is omitted.

Oral Argument - The date of the first occurrence that the oral argument received a status of "Heard."

Opinion - The date of the first occurrence of the opinion being filed.

Mandate - A written notification by the clerk of the appellate court to the trial court and to the parties of an appellate court decision terminating review.

Note that the time-in-process tables have been changed in 1997 to reflect the 75th percentile rather than the median number of days between events. The change was made for consistency with national standards.

The Court Of Appeals
Court Activity, All Divisions, 2005

	-----Appeals-----			----Other Reviews----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	1,490	1,503	2,993	1,089	396	1,485	4,478
Transfers	0	0	0	108	0	108	108
Total Filings	1,490	1,503	2,993	1,197	396	1,593	4,586
RESOLUTIONS							
Opinions Published	202	252	454	11	34	45	499
Opinions Unpublished	782	498	1,280	18	24	42	1,322
Opinions	984	750	1,734	29	58	87	1,821
Dismissed	6	3	9	1,061	1	1,062	1,071
Transferred/Certified	0	6	6	10	3	13	19
Review Not Accepted	2	2	4	1	1	2	6
Other Terminations	7	8	15	40	4	44	59
Orders	15	19	34	1,112	9	1,121	1,155
Decided on the Merits	198	127	325	2	2	4	329
Dismissed	197	428	625	60	107	167	792
Transferred/Certified	1	2	3	0	1	1	4
Review Not Accepted	5	23	28	0	134	134	162
Other Terminations	53	52	105	27	67	94	199
Rulings	454	632	1,086	89	311	400	1,486
Other Decisions Term. Review ³	1	3	4	24	0	24	28
Total Resolved	1,454	1,404	2,858	1,254	378	1,632	4,490
PENDING AT YEAR END¹							
Cases Stayed	55	44	99	81	36	117	216
Brief Not Filed	759	574	1,333	241	95	336	1,669
Appellant Brief Filed	288	148	436	4	3	7	443
Respondent Brief Filed	303	286	589	171	9	180	769
Remanded to Trial Court	7	2	9	1	0	1	10
Set for Commissioners' Calendar	48	72	120	7	35	42	162
Ruling Referred to Panel	2	2	4	1	0	1	5
Set for Oral Argument ²	104	97	201	12	13	25	226
Total Awaiting Hearing	1,566	1,225	2,791	518	191	709	3,500
Opinion/Order in Process	201	129	330	11	11	22	352
Total Pending Decision	1,767	1,354	3,121	529	202	731	3,852
MANDATED							
Opinions	917	709	1,626	42	44	86	1,712
Orders	10	11	21	748	7	755	776
Rulings	317	465	782	54	230	284	1,066
Other Decisions Term. Review ⁴	155	202	357	455	105	560	917
Total Mandated	1,399	1,387	2,786	1,299	386	1,685	4,471

¹ As a result of the recent transition to the new Appellate Court Records and Data System(ACORDS-II), measurement of resolution types and the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

² Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

The Court Of Appeals
Court Activity, Division I, 2005

	-----Appeals-----			----Other Reviews----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	568	756	1,324	428	202	630	1,954
Transfers	0	0	0	32	0	32	32
Total Filings	568	756	1,324	460	202	662	1,986
RESOLUTIONS							
Opinions Published	59	97	156	7	12	19	175
Opinions Unpublished	343	282	625	7	6	13	638
Opinions	402	379	781	14	18	32	813
Dismissed	2	2	4	464	1	465	469
Transferred/Certified	0	0	0	6	1	7	7
Review Not Accepted	1	2	3	0	0	0	3
Other Terminations	4	3	7	14	2	16	23
Orders	7	7	14	484	4	488	502
Decided on the Merits	20	52	72	0	1	1	73
Dismissed	82	205	287	24	71	95	382
Transferred/Certified	1	2	3	0	0	0	3
Review Not Accepted	1	12	13	0	47	47	60
Other Terminations	8	20	28	13	31	44	72
Rulings	112	291	403	37	150	187	590
Other Decisions Term. Review ³	1	2	3	2	0	2	5
Total Resolved	522	679	1,201	537	172	709	1,910
PENDING AT YEAR END¹							
Cases Stayed	37	18	55	61	18	79	134
Brief Not Filed	304	310	614	67	55	122	736
Appellant Brief Filed	116	81	197	1	1	2	199
Respondent Brief Filed	124	165	289	32	5	37	326
Remanded to Trial Court	0	0	0	0	0	0	0
Set for Commissioners' Calendar	5	10	15	0	4	4	19
Ruling Referred to Panel	0	2	2	0	0	0	2
Set for Oral Argument ²	49	43	92	8	8	16	108
Total Awaiting Hearing	635	629	1,264	169	91	260	1,524
Opinion/Order in Process	22	30	52	5	3	8	60
Total Pending Decision	657	659	1,316	174	94	268	1,584
MANDATED							
Opinions	374	376	750	19	16	35	785
Orders	4	3	7	301	3	304	311
Rulings	91	216	307	24	124	148	455
Other Decisions Term. Review ⁴	41	93	134	172	55	227	361
Total Mandated	510	688	1,198	516	198	714	1,912

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² Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

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⁴ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

The Court Of Appeals
Court Activity, Division II, 2005

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	552	412	964	386	89	475	1,439
Transfers	0	0	0	51	0	51	51
Total Filings	552	412	964	437	89	526	1,490
RESOLUTIONS							
Opinions Published	86	81	167	2	6	8	175
Opinions Unpublished	256	131	387	1	10	11	398
Opinions	342	212	554	3	16	19	573
Dismissed	3	0	3	359	0	359	362
Transferred/Certified	0	1	1	4	0	4	5
Review Not Accepted	1	0	1	1	1	2	3
Other Terminations	3	5	8	21	0	21	29
Orders	7	6	13	385	1	386	399
Decided on the Merits	134	55	189	2	1	3	192
Dismissed	61	114	175	21	16	37	212
Transferred/Certified	0	0	0	0	0	0	0
Review Not Accepted	1	7	8	0	43	43	51
Other Terminations	17	14	31	11	12	23	54
Rulings	213	190	403	34	72	106	509
Other Decisions Term. Review ³	0	1	1	22	0	22	23
Total Resolved	562	409	971	444	89	533	1,504
PENDING AT YEAR END¹							
Cases Stayed	4	9	13	1	5	6	19
Brief Not Filed	295	153	448	112	26	138	586
Appellant Brief Filed	97	37	134	3	2	5	139
Respondent Brief Filed	109	83	192	115	3	118	310
Remanded to Trial Court	3	1	4	1	0	1	5
Set for Commissioners' Calendar	6	6	12	1	4	5	17
Ruling Referred to Panel	2	0	2	1	0	1	3
Set for Oral Argument ²	32	29	61	1	1	2	63
Total Awaiting Hearing	548	318	866	235	41	276	1,142
Opinion/Order in Process	89	66	155	4	5	9	164
Total Pending Decision	637	384	1,021	239	46	285	1,306
MANDATED							
Opinions	319	201	520	3	10	13	533
Orders	5	2	7	273	0	273	280
Rulings	125	129	254	14	43	57	311
Other Decisions Term. Review ⁴	86	60	146	224	28	252	398
Total Mandated	535	392	927	514	81	595	1,522

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The Court Of Appeals
Court Activity, Division III, 2005

	-----Appeals-----			-----Other Reviews-----			All Reviews
	Criminal	Civil	Total	Personal Restraint	Discr. Review	Total	
FILINGS							
New Filings	370	335	705	275	105	380	1,085
Transfers	0	0	0	25	0	25	25
Total Filings	370	335	705	300	105	405	1,110
RESOLUTIONS							
Opinions Published	57	74	131	2	16	18	149
Opinions Unpublished	183	85	268	10	8	18	286
Opinions	240	159	399	12	24	36	435
Dismissed	1	1	2	238	0	238	240
Transferred/Certified	0	5	5	0	2	2	7
Review Not Accepted	0	0	0	0	0	0	0
Other Terminations	0	0	0	5	2	7	7
Orders	1	6	7	243	4	247	254
Decided on the Merits	44	20	64	0	0	0	64
Dismissed	54	109	163	15	20	35	198
Transferred/Certified	0	0	0	0	1	1	1
Review Not Accepted	3	4	7	0	44	44	51
Other Terminations	28	18	46	3	24	27	73
Rulings	129	151	280	18	89	107	387
Other Decisions Term. Review ³	0	0	0	0	0	0	0
Total Resolved	370	316	686	273	117	390	1,076
PENDING AT YEAR END¹							
Cases Stayed	14	17	31	19	13	32	63
Brief Not Filed	160	111	271	62	14	76	347
Appellant Brief Filed	75	30	105	0	0	0	105
Respondent Brief Filed	70	38	108	24	1	25	133
Remanded to Trial Court	4	1	5	0	0	0	5
Set for Commissioners' Calendar	37	56	93	6	27	33	126
Ruling Referred to Panel	0	0	0	0	0	0	0
Set for Oral Argument ²	23	25	48	3	4	7	55
Total Awaiting Hearing	383	278	661	114	59	173	834
Opinion/Order in Process	90	33	123	2	3	5	128
Total Pending Decision	473	311	784	116	62	178	962
MANDATED							
Opinions	224	132	356	20	18	38	394
Orders	1	6	7	174	4	178	185
Rulings	101	120	221	16	63	79	300
Other Decisions Term. Review ⁴	28	49	77	59	22	81	158
Total Mandated	354	307	661	269	107	376	1,037

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² Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

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The Court of Appeals
History of Filings, 2001-2005

	2001	2002	% Chg	2003	% Chg	2004	% Chg	2005	% Chg
DIVISION I									
Criminal Appeals	627	672	7.2%	590	-12.2%	541	-8.3%	568	5.0%
Civil Appeals	645	663	2.8%	742	11.9%	686	-7.5%	756	10.2%
Total Appeals	1,272	1,335	5.0%	1,332	-0.2%	1,227	-7.9%	1,324	7.9%
Personal Restraint Petitions	361	341	-5.5%	428	25.5%	469	9.6%	460	-1.9%
Notices of Discretionary Review	227	195	-14.1%	199	2.1%	207	4.0%	202	-2.4%
Total Filings, Division I	1,860	1,871	0.6%	1,959	4.7%	1,903	-2.9%	1,986	4.4%
DIVISION II									
Criminal Appeals	588	653	11.1%	554	-15.2%	554	0.0%	552	-0.4%
Civil Appeals	438	489	11.6%	433	-11.5%	409	-5.5%	412	0.7%
Total Appeals	1,026	1,142	11.3%	987	-13.6%	963	-2.4%	964	0.1%
Personal Restraint Petitions	276	310	12.3%	364	17.4%	430	18.1%	437	1.6%
Notices of Discretionary Review	125	114	-8.8%	102	-10.5%	102	0.0%	89	-12.7%
Total Filings, Division II	1,427	1,566	9.7%	1,453	-7.2%	1,495	2.9%	1,490	-0.3%
DIVISION III									
Criminal Appeals	355	376	5.9%	360	-4.3%	401	11.4%	370	-7.7%
Civil Appeals	325	311	-4.3%	312	0.3%	291	-6.7%	335	15.1%
Total Appeals	680	687	1.0%	672	-2.2%	692	3.0%	705	1.9%
Personal Restraint Petitions	155	152	-1.9%	214	40.8%	232	8.4%	300	29.3%
Notices of Discretionary Review	96	91	-5.2%	85	-6.6%	120	41.2%	105	-12.5%
Total Filings, Division III	931	930	-0.1%	971	4.4%	1,044	7.5%	1,110	6.3%
COURT OF APPEALS, TOTAL									
Criminal Appeals	1,570	1,701	8.3%	1,504	-11.6%	1,496	-0.5%	1,490	-0.4%
Civil Appeals	1,408	1,463	3.9%	1,487	1.6%	1,386	-6.8%	1,503	8.4%
Total Appeals	2,978	3,164	6.2%	2,991	-5.5%	2,882	-3.6%	2,993	3.9%
Personal Restraint Petitions	792	803	1.4%	1,006	25.3%	1,131	12.4%	1,197	5.8%
Notices of Discretionary Review	448	400	-10.7%	386	-3.5%	429	11.1%	396	-7.7%
Total Filings, Court of Appeals	4,218	4,367	3.5%	4,383	0.4%	4,442	1.3%	4,586	3.2%

The Court of Appeals
History of Resolutions, 2001-2005

	2001	2002	% Chg	2003	% Chg	2004	% Chg	2005	% Chg
DIVISION I									
Criminal Appeals	671	747	11.3%	633	-15.3%	517	-18.3%	522	1.0%
Civil Appeals	789	669	-15.2%	559	-16.4%	644	15.2%	679	5.4%
Total Appeals	1,460	1,416	-3.0%	1,192	-15.8%	1,161	-2.6%	1,201	3.4%
Personal Restraint Petitions	337	349	3.6%	334	-4.3%	408	22.2%	537	31.6%
Notices of Discretionary Review	202	198	-2.0%	173	-12.6%	160	-7.5%	172	7.5%
Total Resolutions, Division I	1,999	1,963	-1.8%	1,699	-13.4%	1,729	1.8%	1,910	10.5%
DIVISION II									
Criminal Appeals	582	613	5.3%	632	3.1%	515	-18.5%	562	9.1%
Civil Appeals	436	471	8.0%	418	-11.3%	402	-3.8%	409	1.7%
Total Appeals	1,018	1,084	6.5%	1,050	-3.1%	917	-12.7%	971	5.9%
Personal Restraint Petitions	234	235	0.4%	321	36.6%	365	13.7%	444	21.6%
Notices of Discretionary Review	142	133	-6.3%	106	-20.3%	83	-21.7%	89	7.2%
Total Resolutions, Division II	1,394	1,452	4.2%	1,477	1.7%	1,365	-7.6%	1,504	10.2%
DIVISION III									
Criminal Appeals	326	349	7.1%	353	1.1%	354	0.3%	370	4.5%
Civil Appeals	341	329	-3.5%	319	-3.0%	294	-7.8%	316	7.5%
Total Appeals	667	678	1.6%	672	-0.9%	648	-3.6%	686	5.9%
Personal Restraint Petitions	142	154	8.5%	197	27.9%	194	-1.5%	273	40.7%
Notices of Discretionary Review	115	90	-21.7%	78	-13.3%	99	26.9%	117	18.2%
Total Resolutions, Division III	924	922	-0.2%	947	2.7%	941	-0.6%	1,076	14.3%
COURT OF APPEALS, TOTAL									
Criminal Appeals	1,579	1,709	8.2%	1,618	-5.3%	1,386	-14.3%	1,454	4.9%
Civil Appeals	1,566	1,469	-6.2%	1,296	-11.8%	1,340	3.4%	1,404	4.8%
Total Appeals	3,145	3,178	1.0%	2,914	-8.3%	2,726	-6.5%	2,858	4.8%
Personal Restraint Petitions	713	738	3.5%	852	15.4%	967	13.5%	1,254	29.7%
Notices of Discretionary Review	459	421	-8.3%	357	-15.2%	342	-4.2%	378	10.5%
Total Resolutions, Court of Appeals	4,317	4,337	0.5%	4,123	-4.9%	4,035	-2.1%	4,490	11.3%

The Court of Appeals
History of Pending Cases, 2001-2005

	2001	2002	% Chg	2003	% Chg	2004	% Chg	2005	% Chg
DIVISION I									
Criminal Appeals	826	728	-11.9%	648	-11.0%	609	-6.0%	657	7.9%
Civil Appeals	588	576	-2.0%	688	19.4%	625	-9.2%	659	5.4%
Total Appeals	1,414	1,304	-7.8%	1,336	2.5%	1,234	-7.6%	1,316	6.6%
Personal Restraint Petitions	186	173	-7.0%	256	48.0%	275	7.4%	174	-36.7%
Notices of Discretionary Review	108	103	-4.6%	96	-6.8%	97	1.0%	94	-3.1%
Total Pending, Division I	1,708	1,580	-7.5%	1,688	6.8%	1,606	-4.9%	1,584	-1.4%
DIVISION II									
Criminal Appeals	779	786	0.9%	700	-10.9%	676	-3.4%	637	-5.8%
Civil Appeals	444	398	-10.4%	439	10.3%	388	-11.6%	384	-1.0%
Total Appeals	1,223	1,184	-3.2%	1,139	-3.8%	1,064	-6.6%	1,021	-4.0%
Personal Restraint Petitions	125	141	12.8%	209	48.2%	231	10.5%	239	3.5%
Notices of Discretionary Review	71	46	-35.2%	39	-15.2%	52	33.3%	46	-11.5%
Total Pending, Division II	1,419	1,371	-3.4%	1,387	1.2%	1,347	-2.9%	1,306	-3.0%
DIVISION III									
Criminal Appeals	378	396	4.8%	406	2.5%	441	8.6%	473	7.3%
Civil Appeals	314	297	-5.4%	289	-2.7%	281	-2.8%	311	10.7%
Total Appeals	692	693	0.1%	695	0.3%	722	3.9%	784	8.6%
Personal Restraint Petitions	70	73	4.3%	81	11.0%	105	29.6%	116	10.5%
Notices of Discretionary Review	42	38	-9.5%	49	28.9%	77	57.1%	62	-19.5%
Total Pending, Division III	804	804	0.0%	825	2.6%	904	9.6%	962	6.4%
COURT OF APPEALS, TOTAL									
Criminal Appeals	1,983	1,910	-3.7%	1,754	-8.2%	1,726	-1.6%	1,767	2.4%
Civil Appeals	1,346	1,271	-5.6%	1,416	11.4%	1,294	-8.6%	1,354	4.6%
Total Appeals	3,329	3,181	-4.4%	3,170	-0.3%	3,020	-4.7%	3,121	3.3%
Personal Restraint Petitions	381	387	1.6%	546	41.1%	611	11.9%	529	-13.4%
Notices of Discretionary Review	221	187	-15.4%	184	-1.6%	226	22.8%	202	-10.6%
Total Pending, Court of Appeals	3,931	3,755	-4.5%	3,900	3.9%	3,857	-1.1%	3,852	-0.1%

The Court of Appeals
History of Activity, All Reviews, All Divisions, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	4,111	4,238	3.1%	4,325	2.1%	4,401	1.8%	4,478	1.7%
Transfers	107	129	20.6%	58	-55.0%	41	-29.3%	108	163.4%
Total Filings	4,218	4,367	3.5%	4,383	0.4%	4,442	1.3%	4,586	3.2%
RESOLUTIONS¹									
Opinions Published	531	441	-16.9%	404	-8.4%	445	10.1%	499	12.1%
Opinions Unpublished	1,430	1,397	-2.3%	1,474	5.5%	1,349	-8.5%	1,322	-2.0%
Opinions	1,961	1,838	-6.3%	1,878	2.2%	1,794	-4.5%	1,821	1.5%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	1,071	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	19	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	6	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	59	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	1,155	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	329	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	792	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	4	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	162	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	199	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	1,486	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	28	. %
Total Orders/Rulings/Other ⁴	2,356	2,499	6.1%	2,245	-10.2%	2,241	-0.2%	2,669	19.1%
Total Resolved	4,317	4,337	0.5%	4,123	-4.9%	4,035	-2.1%	4,490	11.3%
PENDING AT YEAR END⁵									
Cases Stayed	233	220	-5.6%	252	14.5%	244	-3.2%	216	-11.5%
Brief Not Filed	1,915	1,756	-8.3%	1,574	-10.4%	1,617	2.7%	1,669	3.2%
Appellant Brief Filed	539	509	-5.6%	350	-31.2%	398	13.7%	443	11.3%
Respondent Brief Filed	790	716	-9.4%	1,025	43.2%	806	-21.4%	769	-4.6%
Remanded to Trial Court	10	22	. %	5	. %	13	. %	10	. %
Set for Commissioners' Calendar	28	16	. %	178	. %	159	-10.7%	162	1.9%
Ruling Referred to Panel ⁶	19	35	. %	0	. %	4	. %	5	. %
Set for Oral Argument ⁷	171	148	-13.5%	198	33.8%	229	15.7%	226	-1.3%
Total Awaiting Hearing	3,705	3,422	-7.6%	3,582	4.7%	3,470	-3.1%	3,500	0.9%
Opinion/Order in Process	226	333	47.3%	318	-4.5%	387	21.7%	352	-9.0%
Total Pending Decision	3,931	3,755	-4.5%	3,900	3.9%	3,857	-1.1%	3,852	-0.1%
MANDATED¹									
Opinions	1,686	1,963	16.4%	1,818	-7.4%	1,743	-4.1%	1,712	-1.8%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	776	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	1,066	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	917	. %
Total Orders/Rulings/Other ⁴	2,330	2,703	16.0%	2,547	-5.8%	2,505	-1.6%	2,759	10.1%
Total Mandated	4,016	4,666	16.2%	4,365	-6.5%	4,248	-2.7%	4,471	5.2%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals
History of Activity, All Reviews, Division I, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	1,810	1,800	-0.6%	1,908	6.0%	1,876	-1.7%	1,954	4.2%
Transfers	50	71	42.0%	51	-28.2%	27	. %	32	. %
Total Filings	1,860	1,871	0.6%	1,959	4.7%	1,903	-2.9%	1,986	4.4%
RESOLUTIONS¹									
Opinions Published	246	172	-30.1%	138	-19.8%	172	24.6%	175	1.7%
Opinions Unpublished	715	667	-6.7%	689	3.3%	648	-6.0%	638	-1.5%
Opinions	961	839	-12.7%	827	-1.4%	820	-0.8%	813	-0.9%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	469	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	7	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	3	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	23	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	502	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	73	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	382	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	3	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	60	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	72	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	590	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	5	. %
Total Orders/Rulings/Other ⁴	1,038	1,124	8.3%	872	-22.4%	909	4.2%	1,097	20.7%
Total Resolved	1,999	1,963	-1.8%	1,699	-13.4%	1,729	1.8%	1,910	10.5%
PENDING AT YEAR END⁵									
Cases Stayed	169	147	-13.0%	164	11.6%	153	-6.7%	134	-12.4%
Brief Not Filed	819	728	-11.1%	701	-3.7%	716	2.1%	736	2.8%
Appellant Brief Filed	224	216	-3.6%	173	-19.9%	161	-6.9%	199	23.6%
Respondent Brief Filed	381	304	-20.2%	452	48.7%	335	-25.9%	326	-2.7%
Remanded to Trial Court	0	0	. %	0	. %	1	. %	0	. %
Set for Commissioners' Calendar	0	0	. %	2	. %	4	. %	19	. %
Ruling Referred to Panel ⁶	14	30	. %	0	. %	4	. %	2	. %
Set for Oral Argument ⁷	41	58	41.5%	65	12.1%	99	52.3%	108	9.1%
Total Awaiting Hearing	1,648	1,483	-10.0%	1,557	5.0%	1,473	-5.4%	1,524	3.5%
Opinion/Order in Process	60	97	61.7%	131	35.1%	133	1.5%	60	-54.9%
Total Pending Decision	1,708	1,580	-7.5%	1,688	6.8%	1,606	-4.9%	1,584	-1.4%
MANDATED¹									
Opinions	754	985	30.6%	814	-17.4%	782	-3.9%	785	0.4%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	311	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	455	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	361	. %
Total Orders/Rulings/Other ⁴	1,038	1,347	29.8%	1,113	-17.4%	1,075	-3.4%	1,127	4.8%
Total Mandated	1,792	2,332	30.1%	1,927	-17.4%	1,857	-3.6%	1,912	3.0%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals

History of Activity, All Reviews, Division II, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	1,387	1,522	9.7%	1,453	-4.5%	1,486	2.3%	1,439	-3.2%
Transfers	40	44	10.0%	0	. %	9	. %	51	. %
Total Filings	1,427	1,566	9.7%	1,453	-7.2%	1,495	2.9%	1,490	-0.3%
RESOLUTIONS¹									
Opinions Published	145	141	-2.8%	126	-10.6%	134	6.3%	175	30.6%
Opinions Unpublished	477	470	-1.5%	461	-1.9%	427	-7.4%	398	-6.8%
Opinions	622	611	-1.8%	587	-3.9%	561	-4.4%	573	2.1%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	362	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	5	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	3	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	29	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	399	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	192	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	212	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	0	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	51	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	54	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	509	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	23	. %
Total Orders/Rulings/Other ⁴	772	841	8.9%	890	5.8%	804	-9.7%	931	15.8%
Total Resolved	1,394	1,452	4.2%	1,477	1.7%	1,365	-7.6%	1,504	10.2%
PENDING AT YEAR END⁵									
Cases Stayed	45	42	-6.7%	48	14.3%	19	. %	19	. %
Brief Not Filed	685	629	-8.2%	575	-8.6%	576	0.2%	586	1.7%
Appellant Brief Filed	193	179	-7.3%	107	-40.2%	153	43.0%	139	-9.2%
Respondent Brief Filed	269	265	-1.5%	422	59.2%	337	-20.1%	310	-8.0%
Remanded to Trial Court	4	16	. %	4	. %	6	. %	5	. %
Set for Commissioners' Calendar	3	0	. %	29	. %	30	. %	17	. %
Ruling Referred to Panel ⁶	5	5	. %	0	. %	0	. %	3	. %
Set for Oral Argument ⁷	116	59	-49.1%	67	13.6%	68	1.5%	63	-7.4%
Total Awaiting Hearing	1,320	1,195	-9.5%	1,252	4.8%	1,189	-5.0%	1,142	-4.0%
Opinion/Order in Process	99	176	77.8%	135	-23.3%	158	17.0%	164	3.8%
Total Pending Decision	1,419	1,371	-3.4%	1,387	1.2%	1,347	-2.9%	1,306	-3.0%
MANDATED¹									
Opinions	553	595	7.6%	597	0.3%	571	-4.4%	533	-6.7%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	280	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	311	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	398	. %
Total Orders/Rulings/Other ⁴	745	850	14.1%	905	6.5%	930	2.8%	989	6.3%
Total Mandated	1,298	1,445	11.3%	1,502	3.9%	1,501	-0.1%	1,522	1.4%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals
History of Activity, All Reviews, Division III, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	914	916	0.2%	964	5.2%	1,039	7.8%	1,085	4.4%
Transfers	17	14	. %	7	. %	5	. %	25	. %
Total Filings	931	930	-0.1%	971	4.4%	1,044	7.5%	1,110	6.3%
RESOLUTIONS¹									
Opinions Published	140	128	-8.6%	140	9.4%	139	-0.7%	149	7.2%
Opinions Unpublished	238	260	9.2%	324	24.6%	274	-15.4%	286	4.4%
Opinions	378	388	2.6%	464	19.6%	413	-11.0%	435	5.3%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	240	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	7	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	0	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	7	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	254	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	64	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	198	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	1	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	51	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	73	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	387	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	0	. %
Total Orders/Rulings/Other ⁴	546	534	-2.2%	483	-9.6%	528	9.3%	641	21.4%
Total Resolved	924	922	-0.2%	947	2.7%	941	-0.6%	1,076	14.3%
PENDING AT YEAR END⁵									
Cases Stayed	19	31	. %	40	29.0%	72	80.0%	63	-12.5%
Brief Not Filed	411	399	-2.9%	298	-25.3%	325	9.1%	347	6.8%
Appellant Brief Filed	122	114	-6.6%	70	-38.6%	84	20.0%	105	25.0%
Respondent Brief Filed	140	147	5.0%	151	2.7%	134	-11.3%	133	-0.7%
Remanded to Trial Court	6	6	. %	1	. %	6	. %	5	. %
Set for Commissioners' Calendar	25	16	. %	147	. %	125	-15.0%	126	0.8%
Ruling Referred to Panel ⁶	0	0	. %	0	. %	0	. %	0	. %
Set for Oral Argument ⁷	14	31	. %	66	112.9%	62	-6.1%	55	-11.3%
Total Awaiting Hearing	737	744	0.9%	773	3.9%	808	4.5%	834	3.2%
Opinion/Order in Process	67	60	-10.4%	52	-13.3%	96	84.6%	128	33.3%
Total Pending Decision	804	804	0.0%	825	2.6%	904	9.6%	962	6.4%
MANDATED¹									
Opinions	379	383	1.1%	407	6.3%	390	-4.2%	394	1.0%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	185	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	300	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	158	. %
Total Orders/Rulings/Other ⁴	547	506	-7.5%	529	4.5%	500	-5.5%	643	28.6%
Total Mandated	926	889	-4.0%	936	5.3%	890	-4.9%	1,037	16.5%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Criminal Appeals, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	1,568	1,695	8.1%	1,501	-11.4%	1,496	-0.3%	1,490	-0.4%
Transfers	2	6	. %	3	. %	0	. %	0	. %
Total Filings	1,570	1,701	8.3%	1,504	-11.6%	1,496	-0.5%	1,490	-0.4%
RESOLUTIONS¹									
Opinions Published	192	159	-17.2%	153	-3.8%	159	3.9%	202	27.0%
Opinions Unpublished	831	894	7.6%	936	4.7%	833	-11.0%	782	-6.1%
Opinions	1,023	1,053	2.9%	1,089	3.4%	992	-8.9%	984	-0.8%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	6	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	0	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	2	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	7	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	15	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	198	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	197	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	1	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	5	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	53	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	454	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	1	. %
Total Orders/Rulings/Other ⁴	556	656	18.0%	529	-19.4%	394	-25.5%	470	19.3%
Total Resolved	1,579	1,709	8.2%	1,618	-5.3%	1,386	-14.3%	1,454	4.9%
PENDING AT YEAR END⁵									
Cases Stayed	101	53	-47.5%	32	-39.6%	47	46.9%	55	17.0%
Brief Not Filed	806	789	-2.1%	700	-11.3%	714	2.0%	759	6.3%
Appellant Brief Filed	357	347	-2.8%	229	-34.0%	258	12.7%	288	11.6%
Respondent Brief Filed	537	489	-8.9%	482	-1.4%	346	-28.2%	303	-12.4%
Remanded to Trial Court	7	16	. %	4	. %	8	. %	7	. %
Set for Commissioners' Calendar	3	2	. %	68	. %	60	-11.8%	48	-20.0%
Ruling Referred to Panel ⁶	12	14	. %	0	. %	3	. %	2	. %
Set for Oral Argument ⁷	70	50	-28.6%	98	96.0%	107	9.2%	104	-2.8%
Total Awaiting Hearing	1,893	1,760	-7.0%	1,613	-8.4%	1,543	-4.3%	1,566	1.5%
Opinion/Order in Process	90	150	66.7%	141	-6.0%	183	29.8%	201	9.8%
Total Pending Decision	1,983	1,910	-3.7%	1,754	-8.2%	1,726	-1.6%	1,767	2.4%
MANDATED¹									
Opinions	876	1,115	27.3%	1,011	-9.3%	969	-4.2%	917	-5.4%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	10	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	317	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	155	. %
Total Orders/Rulings/Other ⁴	539	661	22.6%	660	-0.2%	515	-22.0%	482	-6.4%
Total Mandated	1,415	1,776	25.5%	1,671	-5.9%	1,484	-11.2%	1,399	-5.7%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Civil Appeals, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	1,396	1,428	2.3%	1,482	3.8%	1,386	-6.5%	1,503	8.4%
Transfers	12	35	. %	5	. %	0	. %	0	. %
Total Filings	1,408	1,463	3.9%	1,487	1.6%	1,386	-6.8%	1,503	8.4%
RESOLUTIONS¹									
Opinions Published	280	236	-15.7%	222	-5.9%	244	9.9%	252	3.3%
Opinions Unpublished	531	454	-14.5%	472	4.0%	468	-0.8%	498	6.4%
Opinions	811	690	-14.9%	694	0.6%	712	2.6%	750	5.3%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	3	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	6	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	2	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	8	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	19	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	127	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	428	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	2	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	23	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	52	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	632	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	3	. %
Total Orders/Rulings/Other ⁴	755	779	3.2%	602	-22.7%	628	4.3%	654	4.1%
Total Resolved	1,566	1,469	-6.2%	1,296	-11.8%	1,340	3.4%	1,404	4.8%
PENDING AT YEAR END⁵									
Cases Stayed	64	67	4.7%	45	-32.8%	51	13.3%	44	-13.7%
Brief Not Filed	650	593	-8.8%	580	-2.2%	509	-12.2%	574	12.8%
Appellant Brief Filed	161	143	-11.2%	110	-23.1%	119	8.2%	148	24.4%
Respondent Brief Filed	239	212	-11.3%	351	65.6%	263	-25.1%	286	8.7%
Remanded to Trial Court	3	2	. %	0	. %	3	. %	2	. %
Set for Commissioners' Calendar	3	2	. %	82	. %	63	-23.2%	72	14.3%
Ruling Referred to Panel ⁶	6	10	. %	0	. %	0	. %	2	. %
Set for Oral Argument ⁷	92	82	-10.9%	92	12.2%	112	21.7%	97	-13.4%
Total Awaiting Hearing	1,218	1,111	-8.8%	1,260	13.4%	1,120	-11.1%	1,225	9.4%
Opinion/Order in Process	128	160	25.0%	156	-2.5%	174	11.5%	129	-25.9%
Total Pending Decision	1,346	1,271	-5.6%	1,416	11.4%	1,294	-8.6%	1,354	4.6%
MANDATED¹									
Opinions	715	739	3.4%	698	-5.5%	689	-1.3%	709	2.9%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	11	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	465	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	202	. %
Total Orders/Rulings/Other ⁴	709	802	13.1%	765	-4.6%	743	-2.9%	678	-8.7%
Total Mandated	1,424	1,541	8.2%	1,463	-5.1%	1,432	-2.1%	1,387	-3.1%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Total Appeals, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	2,964	3,123	5.4%	2,983	-4.5%	2,882	-3.4%	2,993	3.9%
Transfers	14	41	. %	8	. %	0	. %	0	. %
Total Filings	2,978	3,164	6.2%	2,991	-5.5%	2,882	-3.6%	2,993	3.9%
RESOLUTIONS¹									
Opinions Published	472	395	-16.3%	375	-5.1%	403	7.5%	454	12.7%
Opinions Unpublished	1,362	1,348	-1.0%	1,408	4.5%	1,301	-7.6%	1,280	-1.6%
Opinions	1,834	1,743	-5.0%	1,783	2.3%	1,704	-4.4%	1,734	1.8%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	9	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	6	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	4	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	15	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	34	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	325	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	625	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	3	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	28	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	105	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	1,086	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	4	. %
Total Orders/Rulings/Other ⁴	1,311	1,435	9.5%	1,131	-21.2%	1,022	-9.6%	1,124	10.0%
Total Resolved	3,145	3,178	1.0%	2,914	-8.3%	2,726	-6.5%	2,858	4.8%
PENDING AT YEAR END⁵									
Cases Stayed	165	120	-27.3%	77	-35.8%	98	27.3%	99	1.0%
Brief Not Filed	1,456	1,382	-5.1%	1,280	-7.4%	1,223	-4.5%	1,333	9.0%
Appellant Brief Filed	518	490	-5.4%	339	-30.8%	377	11.2%	436	15.6%
Respondent Brief Filed	776	701	-9.7%	833	18.8%	609	-26.9%	589	-3.3%
Remanded to Trial Court	10	18	. %	4	. %	11	. %	9	. %
Set for Commissioners' Calendar	6	4	. %	150	. %	123	-18.0%	120	-2.4%
Ruling Referred to Panel ⁶	18	24	. %	0	. %	3	. %	4	. %
Set for Oral Argument ⁷	162	132	-18.5%	190	43.9%	219	15.3%	201	-8.2%
Total Awaiting Hearing	3,111	2,871	-7.7%	2,873	0.1%	2,663	-7.3%	2,791	4.8%
Opinion/Order in Process	218	310	42.2%	297	-4.2%	357	20.2%	330	-7.6%
Total Pending Decision	3,329	3,181	-4.4%	3,170	-0.3%	3,020	-4.7%	3,121	3.3%
MANDATED¹									
Opinions	1,591	1,854	16.5%	1,709	-7.8%	1,658	-3.0%	1,626	-1.9%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	21	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	782	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	357	. %
Total Orders/Rulings/Other ⁴	1,248	1,463	17.2%	1,425	-2.6%	1,258	-11.7%	1,160	-7.8%
Total Mandated	2,839	3,317	16.8%	3,134	-5.5%	2,916	-7.0%	2,786	-4.5%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Personal Restraint Petitions, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	702	717	2.1%	956	33.3%	1,090	14.0%	1,089	-0.1%
Transfers	90	86	-4.4%	50	-41.9%	41	-18.0%	108	163.4%
Total Filings	792	803	1.4%	1,006	25.3%	1,131	12.4%	1,197	5.8%
RESOLUTIONS¹									
Opinions Published	11	8	. %	9	. %	10	. %	11	. %
Opinions Unpublished	36	30	-16.7%	32	6.7%	34	6.3%	18	. %
Opinions	47	38	-19.1%	41	7.9%	44	7.3%	29	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	1,061	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	10	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	1	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	40	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	1,112	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	2	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	60	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	0	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	0	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	27	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	89	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	24	. %
Total Orders/Rulings/Other ⁴	666	700	5.1%	811	15.9%	923	13.8%	1,225	32.7%
Total Resolved	713	738	3.5%	852	15.4%	967	13.5%	1,254	29.7%
PENDING AT YEAR END⁵									
Cases Stayed	55	77	40.0%	157	103.9%	125	-20.4%	81	-35.2%
Brief Not Filed	310	275	-11.3%	189	-31.3%	279	47.6%	241	-13.6%
Appellant Brief Filed	10	6	. %	4	. %	13	. %	4	. %
Respondent Brief Filed	3	2	. %	168	. %	175	4.2%	171	-2.3%
Remanded to Trial Court	0	0	. %	1	. %	1	. %	1	. %
Set for Commissioners' Calendar	0	0	. %	8	. %	4	. %	7	. %
Ruling Referred to Panel ⁶	0	6	. %	0	. %	1	. %	1	. %
Set for Oral Argument ⁷	2	9	. %	4	. %	3	. %	12	. %
Total Awaiting Hearing	380	375	-1.3%	531	41.6%	601	13.2%	518	-13.8%
Opinion/Order in Process	1	12	. %	15	. %	10	. %	11	. %
Total Pending Decision	381	387	1.6%	546	41.1%	611	11.9%	529	-13.4%
MANDATED¹									
Opinions	40	41	2.5%	42	2.4%	37	-11.9%	42	13.5%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	748	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	54	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	455	. %
Total Orders/Rulings/Other ⁴	741	802	8.2%	754	-6.0%	909	20.6%	1,257	38.3%
Total Mandated	781	843	7.9%	796	-5.6%	946	18.8%	1,299	37.3%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals
Court Activity, All Divisions, Notices of Discretionary Review, 2001-2005

	2001	2002	% Chg ⁹	2003	% Chg ⁹	2004	% Chg ⁹	2005	% Chg ⁹
FILINGS									
New Filings	445	398	-10.6%	386	-3.0%	429	11.1%	396	-7.7%
Transfers	3	2	. %	0	. %	0	. %	0	. %
Total Filings	448	400	-10.7%	386	-3.5%	429	11.1%	396	-7.7%
RESOLUTIONS¹									
Opinions Published	48	38	-20.8%	20	. %	32	. %	34	6.3%
Opinions Unpublished	32	19	. %	34	. %	14	. %	24	. %
Opinions	80	57	-28.8%	54	-5.3%	46	-14.8%	58	26.1%
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	1	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	3	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	1	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	4	. %
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	9	. %
Decided on the Merits	N/A	N/A	. %	N/A	. %	N/A	. %	2	. %
Dismissed	N/A	N/A	. %	N/A	. %	N/A	. %	107	. %
Transferred/Certified ²	N/A	N/A	. %	N/A	. %	N/A	. %	1	. %
Review Not Accepted	N/A	N/A	. %	N/A	. %	N/A	. %	134	. %
Other Terminations	N/A	N/A	. %	N/A	. %	N/A	. %	67	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	311	. %
Other Decisions Term. Review ³	N/A	N/A	. %	N/A	. %	N/A	. %	0	. %
Total Orders/Rulings/Other ⁴	379	364	-4.0%	303	-16.8%	296	-2.3%	320	8.1%
Total Resolved	459	421	-8.3%	357	-15.2%	342	-4.2%	378	10.5%
PENDING AT YEAR END⁵									
Cases Stayed	13	23	. %	18	. %	21	. %	36	. %
Brief Not Filed	149	99	-33.6%	105	6.1%	115	9.5%	95	-17.4%
Appellant Brief Filed	11	13	. %	7	. %	8	. %	3	. %
Respondent Brief Filed	11	13	. %	24	. %	22	. %	9	. %
Remanded to Trial Court	0	4	. %	0	. %	1	. %	0	. %
Set for Commissioners' Calendar	22	12	. %	20	. %	32	. %	35	9.4%
Ruling Referred to Panel ⁶	1	5	. %	0	. %	0	. %	0	. %
Set for Oral Argument ⁷	7	7	. %	4	. %	7	. %	13	. %
Total Awaiting Hearing	214	176	-17.8%	178	1.1%	206	15.7%	191	-7.3%
Opinion/Order in Process	7	11	. %	6	. %	20	. %	11	. %
Total Pending Decision	221	187	-15.4%	184	-1.6%	226	22.8%	202	-10.6%
MANDATED¹									
Opinions	55	68	23.6%	67	-1.5%	48	-28.4%	44	-8.3%
Orders	N/A	N/A	. %	N/A	. %	N/A	. %	7	. %
Rulings	N/A	N/A	. %	N/A	. %	N/A	. %	230	. %
Other Decisions Term. Review ⁸	N/A	N/A	. %	N/A	. %	N/A	. %	105	. %
Total Orders/Rulings/Other ⁴	341	438	28.4%	368	-16.0%	338	-8.2%	342	1.2%
Total Mandated	396	506	27.8%	435	-14.0%	386	-11.3%	386	0.0%

¹ As a result of changes in resolution coding procedures in 2005, resolutions and mandated are now categorized by Opinions, Orders Terminating Review, and Rulings Terminating Review. Figures for these categories are reported for the first time in 2005.

² Includes both matters transferred to other divisions and those certified to the Supreme Court.

³ Includes decisions entered prior to more-specific coding (orders/rulings) adopted during 2005.

⁴ For years prior to 2005, it is not possible to distinguish the different types of resolution. Figures are broadly aggregated and shown as the sum of these resolution types.

⁵ As a result of the recent transition to the new Appellate Court Records and Data System (ACORDS-II), measurement of the various stages of pending caseload are not comparable to measurements for prior years. Extreme caution should be used in interpreting 2003 and future activity relative to that shown for prior years.

⁶ Ruling Referred to Panel status was reintroduced to ACORDS in February 2004. As a result, the trend figures are not comparable.

⁷ Set for Oral Argument counts are influenced by procedural differences among divisions in setting cases. Division III, due to hearings in multiple locations, often delays the setting of cases until there are sufficient numbers to warrant travel, but cases are usually set only six weeks out.

⁸ Includes completions for secondary cases, which are those consolidated with a primary case and disposed by mandate/certificate of finality entered in the primary case.

⁹ Percentages are not reported when numbers are small (less than 30).

The Court of Appeals

Days Between Events for Criminal Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile¹, 2001-2005

	2001	2002	% Chg	2003	% Chg	2004	% Chg	2005	% Chg
DIVISION I									
Filing - Comp. of Record	157	158	0.3%	152	-3.5%	155	1.6%	163	5.5%
Filing - Stmt. of Arrgmts.	77	74	-3.9%	69	-6.8%	64	-7.2%	66	3.1%
Stmt. of Arrgmts. - Comp. of Record	84	83	-1.2%	85	2.4%	91	7.1%	100	9.9%
Comp. of Record - App. Brief	75	78	4.0%	83	5.8%	80	-3.0%	85	6.3%
App. Brief - Ready	106	106	0.0%	102	-3.8%	96	-5.9%	101	5.2%
Ready - Opinion	264	217	-18.0%	244	12.7%	245	0.4%	231	-5.7%
Filing - Opinion, Division I ²	622	526	-15.4%	551	4.8%	537	-2.5%	525	-2.2%
DIVISION II									
Filing - Comp. of Record	135	133	-1.5%	136	1.9%	132	-3.0%	138	4.9%
Filing - Stmt. of Arrgmts.	69	63	-8.7%	59	-6.3%	53	-10.2%	54	1.9%
Stmt. of Arrgmts. - Comp. of Record	69	71	2.9%	77	8.5%	83	7.8%	88	6.0%
Comp. of Record - App. Brief	108	109	0.9%	108	-0.9%	105	-2.8%	105	0.0%
App. Brief - Ready	144	140	-3.1%	131	-6.1%	114	-13.0%	109	-4.4%
Ready - Opinion	325	283	-13.1%	278	-1.6%	274	-1.4%	301	9.7%
Filing - Opinion, Division II ²	703	639	-9.1%	617	-3.5%	592	-4.0%	594	0.3%
DIVISION III									
Filing - Comp. of Record	126	129	2.4%	132	2.3%	125	-5.3%	135	8.0%
Filing - Stmt. of Arrgmts.	56	52	-7.1%	47	-9.6%	44	-6.4%	44	0.0%
Stmt. of Arrgmts. - Comp. of Record	78	78	0.0%	84	7.7%	89	6.0%	96	7.9%
Comp. of Record - App. Brief	98	95	-3.1%	90	-5.8%	82	-8.4%	87	6.1%
App. Brief - Ready	138	150	8.7%	122	-18.7%	96	-21.3%	100	4.2%
Ready - Opinion	213	189	-11.3%	194	2.6%	236	21.6%	259	9.7%
Filing - Opinion, Division III ²	609	524	-14.0%	532	1.5%	532	0.0%	551	3.6%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	144	144	0.0%	142	-1.4%	142	0.0%	148	4.2%
Filing - Stmt. of Arrgmts.	71	67	-5.6%	62	-7.5%	58	-6.5%	60	3.4%
Stmt. of Arrgmts. - Comp. of Record	77	77	0.0%	82	6.5%	88	7.3%	94	6.8%
Comp. of Record - App. Brief	96	95	-1.0%	96	1.1%	91	-5.2%	94	3.3%
App. Brief - Ready	129	126	-2.3%	116	-7.9%	103	-11.2%	103	0.0%
Ready - Opinion	284	240	-15.5%	238	-0.8%	253	6.3%	266	5.1%
Filing - Opinion, Court of Appeals ²	648	574	-11.4%	573	-0.2%	556	-3.0%	558	0.4%

¹ Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

² Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in the 2002 publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.

The Court of Appeals

Days Between Events for Civil Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile¹, 2001-2005

	2001	2002	% Chg	2003	% Chg	2004	% Chg	2005	% Chg
DIVISION I									
Filing - Comp. of Record	139	112	-19.8%	115	3.1%	127	10.4%	127	-0.4%
Filing - Stmt. of Arrgmts.	71	68	-4.2%	63	-7.4%	57	-9.5%	54	-5.3%
Stmt. of Arrgmts. - Comp. of Record	90	87	-2.8%	92	5.7%	90	-2.2%	85	-5.6%
Comp. of Record - App. Brief	94	99	4.8%	96	-2.5%	89	-7.3%	82	-8.4%
App. Brief - Ready	80	84	5.0%	81	-3.6%	80	-1.2%	76	-5.0%
Ready - Opinion	270	263	-2.6%	292	11.0%	308	5.7%	276	-10.4%
Filing - Opinion, Division I ²	522	510	-2.2%	529	3.7%	538	1.7%	511	-5.0%
DIVISION II									
Filing - Comp. of Record	114	112	-1.8%	108	-3.6%	107	-0.9%	107	0.0%
Filing - Stmt. of Arrgmts.	73	71	-2.7%	62	-12.7%	53	-14.5%	50	-5.7%
Stmt. of Arrgmts. - Comp. of Record	60	60	0.0%	67	11.7%	71	6.0%	72	1.4%
Comp. of Record - App. Brief	100	100	0.0%	90	-10.0%	87	-3.3%	90	3.4%
App. Brief - Ready	80	76	-5.0%	75	-1.3%	78	4.0%	82	5.1%
Ready - Opinion	339	339	0.0%	350	3.2%	303	-13.4%	307	1.3%
Filing - Opinion, Division II ²	586	570	-2.8%	578	1.5%	544	-5.9%	558	2.6%
DIVISION III									
Filing - Comp. of Record	123	112	-8.9%	115	2.7%	111	-3.5%	124	11.7%
Filing - Stmt. of Arrgmts.	60	59	-1.7%	55	-6.8%	48	-12.7%	43	-10.4%
Stmt. of Arrgmts. - Comp. of Record	76	69	-9.2%	78	13.0%	88	12.8%	97	10.2%
Comp. of Record - App. Brief	98	101	3.1%	86	-14.9%	76	-11.6%	84	10.5%
App. Brief - Ready	106	116	9.0%	101	-12.6%	98	-3.0%	100	2.0%
Ready - Opinion	224	204	-8.9%	199	-2.5%	239	20.1%	255	6.7%
Filing - Opinion, Division III ²	518	517	-0.2%	496	-4.1%	508	2.4%	526	3.5%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	125	112	-10.4%	112	0.0%	118	5.4%	121	2.5%
Filing - Stmt. of Arrgmts.	70	67	-4.3%	61	-9.0%	55	-9.8%	51	-7.3%
Stmt. of Arrgmts. - Comp. of Record	73	70	-4.1%	77	10.0%	81	5.2%	85	4.9%
Comp. of Record - App. Brief	98	100	2.0%	92	-8.0%	84	-8.7%	85	1.2%
App. Brief - Ready	84	91	8.3%	83	-8.8%	82	-1.2%	84	2.4%
Ready - Opinion	284	270	-4.9%	294	8.9%	295	0.3%	280	-5.1%
Filing - Opinion, Court of Appeals ²	546	535	-2.0%	542	1.3%	534	-1.5%	525	-1.7%

¹ Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

² Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in the 2002 publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.

The Court of Appeals

Days Between Events for Total Appeals PENDING OR DISPOSED OF BY OPINION -- 75th Percentile¹, 2001-2005

	2001	2002	% Chg	2003	% Chg	2004	% Chg	2005	% Chg
DIVISION I									
Filing - Comp. of Record	152	145	-4.6%	142	-2.1%	146	2.8%	150	2.7%
Filing - Stmt. of Arrgmts.	76	73	-3.9%	66	-9.6%	62	-6.1%	63	1.6%
Stmt. of Arrgmts. - Comp. of Record	85	83	-2.4%	87	4.8%	91	4.6%	95	4.4%
Comp. of Record - App. Brief	83	87	4.8%	89	2.3%	85	-4.5%	84	-1.2%
App. Brief - Ready	97	99	2.1%	96	-3.0%	91	-5.2%	92	1.1%
Ready - Opinion	265	235	-11.3%	264	12.3%	281	6.4%	251	-10.7%
Filing - Opinion, Division I ²	572	522	-8.7%	539	3.3%	537	-0.4%	516	-3.9%
DIVISION II									
Filing - Comp. of Record	129	128	-0.8%	128	0.0%	124	-3.1%	131	5.2%
Filing - Stmt. of Arrgmts.	70	66	-5.7%	60	-9.1%	53	-11.7%	52	-1.9%
Stmt. of Arrgmts. - Comp. of Record	67	69	3.0%	74	7.2%	79	6.8%	84	6.3%
Comp. of Record - App. Brief	106	106	0.0%	104	-1.9%	98	-5.8%	101	3.1%
App. Brief - Ready	124	117	-5.3%	112	-4.3%	103	-8.0%	98	-4.9%
Ready - Opinion	331	302	-8.8%	315	4.3%	288	-8.6%	302	4.9%
Filing - Opinion, Division II ²	658	612	-7.0%	601	-1.8%	574	-4.5%	579	0.9%
DIVISION III									
Filing - Comp. of Record	126	122	-3.2%	126	3.3%	122	-3.2%	130	6.1%
Filing - Stmt. of Arrgmts.	58	55	-5.2%	48	-12.7%	45	-6.3%	44	-2.2%
Stmt. of Arrgmts. - Comp. of Record	78	76	-2.6%	84	9.9%	89	6.6%	96	7.9%
Comp. of Record - App. Brief	98	97	-1.0%	89	-8.2%	78	-12.4%	86	10.3%
App. Brief - Ready	131	134	2.3%	116	-13.4%	97	-16.4%	100	3.1%
Ready - Opinion	220	194	-11.8%	196	1.0%	237	20.9%	257	8.4%
Filing - Opinion, Division III ²	573	522	-8.9%	525	0.7%	525	0.0%	545	3.8%
COURT OF APPEALS, TOTAL									
Filing - Comp. of Record	139	133	-4.3%	133	0.0%	134	0.8%	139	3.7%
Filing - Stmt. of Arrgmts.	71	67	-5.6%	62	-7.5%	57	-8.1%	58	1.8%
Stmt. of Arrgmts. - Comp. of Record	76	76	0.0%	81	6.6%	86	6.2%	91	5.8%
Comp. of Record - App. Brief	97	97	0.0%	93	-4.1%	89	-4.3%	91	2.2%
App. Brief - Ready	113	112	-0.9%	104	-7.1%	96	-7.7%	96	0.0%
Ready - Opinion	284	253	-10.9%	258	1.8%	272	5.4%	272	0.2%
Filing - Opinion, Court of Appeals ²	608	556	-8.6%	561	0.9%	546	-2.7%	546	0.0%

¹ Days to reach the 75th percentile for the full period (filing to opinion) do not necessarily equal the sum of the days for the event categories within that period.

² Time-in-process figures for 2002 have been updated to reflect a full twelve months' data for all divisions with the completion of statewide conversion to the new Appellate Court Records and Data System (ACORDS-II). Division II's measurements in the 2002 publication were based on the period 1/01/2002 through 11/17/2002 from the old ACORDS system, prior to their 11/18/2002 implementation of ACORDS-II. This update achieved comparability with the other divisions, which implemented in early 2003.